

The Pacific Commercial Advertiser

U. S. WEATHER BUREAU, December 13.—Last 24 Hours' Rainfall, trace. Temperature, Max. 76; Min. 66. Weather, fair.

ESTABLISHED JULY 2, 1856.

SUGAR.—96 Degree Test Centrifugals, 4.24c. Per Ton, \$84.80. 88 Analysis Beets, 12s. 6d. Per Ton, \$93.00.

VOL. L., NO. 8533.

HONOLULU, HAWAII TERRITORY, TUESDAY, DECEMBER 14, 1909.

PRICE FIVE CENTS.

KALANIANA'OLE NOW TAKES IT BACK

Frankly Confesses That He Was Misinformed When He Charged Frear.

LEARNED TRUTH YESTERDAY

Mott-Smith Issues a Statement and Hatchet Was Buried at Capitol Conference.

The Delegate has taken it all back and says he was mistaken. Governor Frear did not lie. Delegate Kalaniana'ole did not tell the Waiohinu residents that Governor Frear lied.

The Delegate told them that "if" the Governor had promised to put the Waiohinu lots for homestead, and "if" he had not carried out his promises, then he had "gone back on his promises."

Now the Delegate finds that Governor Frear is doing all he can to carry out what promises he has made and that instead of the Governor misleading the people of Waiohinu, the people of Waiohinu have misled him, meaning Kuhio. Such is the substance of a statement issued yesterday from the office of the Acting-Governor, a joint statement by Acting-Governor Mott-Smith and the Delegate.

Kuhio Asked to Explain.

Delegate Kalaniana'ole returned from Hawaii on Saturday, his return being preceded by the news that in various places on the Big Island he had on the public platform and in the Hilo press been giving the lie direct to the Governor.

Interviewed for an afternoon paper, the Delegate, on his return, reiterated the charge that the Governor had lied to him and to the people of Waiohinu. Later on Saturday, when interviewed for The Advertiser, the Delegate repeated the charge and announced that he considered himself politically estranged from the Governor.

Yesterday he was invited to call on the Acting-Governor and explain what he meant. He called and explained, the interview between him and Mott-Smith taking up the greater part of the afternoon.

Facts in the Case Made Plain.

The whole history of the Waiohinu lots was gone into at the conference. The files of correspondence regarding them were brought out and read. The statements of officials in the survey office and the land office were laid before the Delegate. What the Governor had promised the people of Waiohinu and what he was doing to carry out the promise was explained by means of the letter files, the orders to the land and survey departments and the Governor's memoranda on the subject.

Kuhio went through the whole pile and then acknowledged very frankly that he had been misinformed and acting under that misinformation had spoken.

Statement Given Out.

A statement prepared at the Acting-Governor's office was given out concerning the conference and its results. The statement is:

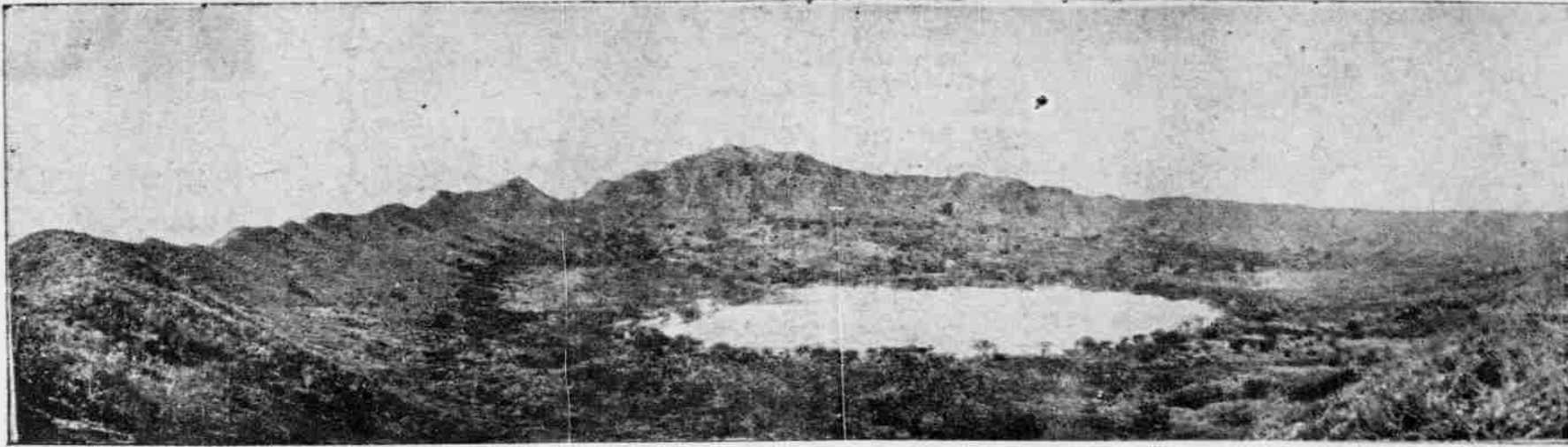
"A conference was held this afternoon between the Delegate and myself as it appeared that some misunderstanding had arisen in regard to the Kamaoia land matter. The conference was held for the purpose of clearing up any misunderstanding on this matter and was entirely satisfactory.

"It appears that just prior to the campaign preceding the last election, the Governor had made a statement to the people of Waiohinu that the Kamaoia lands would be opened for homestead purposes. He was later followed up by the Delegate, who, relying upon what the Governor had said, made statements to the same effect.

"Upon investigation of the records of the land office it is now ascertained that the petitions of the residents of Waiohinu and neighborhood for the opening of the Kamaoia lands for homestead purposes were not sent down to the land office until March, 1909. The Governor acted upon these petitions and instructed the surveyor to proceed with the survey of the lands in question for the purpose of opening them for homesteads. The survey party left Honolulu in the early part of June, 1909, and was engaged in the survey for about three and a half months, returning to Honolulu during the early part of October, 1909. This lapse of time was required for the survey on account of the great detail involved not only in the Kamaoia homesteads, comprising ninety-six lots, but also the Waiohinu homesteads, comprising nine-

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NATURAL FORTRESS MAY BE MADE ACTUAL ONE



INTERIOR OF DIAMOND HEAD CRATER, SHOWING THE LAKE WHICH FORMS DURING RAINY SEASONS. AT PRESENT THE LAKE HAS DRIED UP. THIS SCENE IS THAT SEEN FROM THE CRATER WALL ABOVE THE PRESENT SITE OF THE FORT RUGER BATTERIES.

OLD LEHI MAY HAVE MORE GUNS

Plan of Installing Batteries Inside the Crater Is Again Revived.

BEHIND NATURE'S RAMPARTS

The Plan Has Many Advocates Among Army and Navy Men Generally.

When the congressional party visited in Honolulu in September there were several expressions of opinion from several interested in military and naval affairs who ventured the suggestion that the mortar battery located on the mauka slope of Diamond Head would have been better placed if located in the crater proper. Military men here at that time expressed a similar view, particularly after looking at the extent of the available land within the crater walls.

Military men and others who have (Continued on Page Four.)

ANNIVERSARIES TO CELEBRATE

Today will see the celebration of the fiftieth anniversary of the arrival of Charles Huxtable on Hawaiian shores, that, however, not being the only anniversary for W. C. Weedon celebrates his forty-fourth. The anniversaries are coincidental in more ways than one for the respective vessels which they arrived on were commanded by the same officer, Captain Paty. And to carry the coincidence further, Captain Paty afterwards married a sister of one of his lady passengers who was induced to become Mrs. Huxtable after the voyage ended.

This was in the time when vessels came around the Horn and crept up the South and North American coasts to San Francisco. Although the vessel on which Mr. Huxtable traveled was bound for Honolulu there were a number of passengers on board, including himself, who desired to go to Lahaina, and the captain, in consequence, turned the bow Lahaina-wards.

Mr. Huxtable spent several years in Lahaina and then moved to Honolulu and engaged in business, retiring several years ago. He is still hale and hearty and able to celebrate the anniversary as such an auspicious occasion deserves.

Mr. Weedon arrived on the bark Whistler, the same captain on the bridge. On this trip the Whistler was twelve and a half days out from San Francisco and carried thirty-seven passengers. Of these passengers, eighteen were Hawaiians who had been engaged in whaling on the vessels then carrying on the traffic in arctic waters. As in those days the cold storage system had not yet been conceived, live stock was carried on board in lieu of it and the passengers and crew consumed a small flock of sheep and chickens on the way across. John T. Waterhouse, Jr., was a member of this party.

SUCH A LACK OF PATRIOTISM!

SEATTLE, December 1.—Whether a Canadian or an American boat carries the United States mail is not a matter of concern to the postoffice authorities at Seattle, as long as the contract is carried out and the service satisfactorily performed. The Princesses Charlotte and Victoria recently undertook to carry the mail between Seattle and Victoria, B. C., for the Iroquois, an American-owned boat, and will fill the unexpired term. Superintendent F. W. Valle, of the thirteenth postal division at Seattle, said Saturday morning that the new operators were doing the work satisfactorily, and would be allowed to continue.

Robertson's Chances for Appointment Seem Good

(Special Cable to The Advertiser.)

WASHINGTON, December 14.—Robertson's prospects for appointment by the President to the position of second federal judge, at this time, appear good.

The above cable is received yesterday by The Advertiser from Washington, and is interpreted as meaning that Governor Frear, who is at Washington, has either announced himself as favorable to A. G. M. Robertson's candidacy to succeed Judge Woodruff, or has declined to come out in opposition to the nominee of the bar association.

DISGUISED JAGS ARE ALL TABUED

Unsuspecting Sprockets Are Now Bottled and Corked and Are Cobweb Draped.

Quite a tide of liquorous virtue has toppled over the city, and several innocent little jags have been introduced to themselves, shown their faults, and put away for a time. It all resulted from Official Chemist Duncan finding over four per cent. of alcohol in a sample of malt extract submitted him for analysis by Inspector Fennell.

Having discovered that a mean-dispositioned man could get a jag by putting himself outside of a small quantity of malt extract, the inspector had a dream that there might be other innocent preparations that were imitating the flowing bowl. Consequently he began to look about him.

He went with a friend to a Fort street drugstore and ordered a soda, while his friend gradually surrounded a glass of creme de menthe. When it was completely surrounded, the friend began to feel happy and was with difficulty suppressed. This innocent little soda fountain dispensation was "90 proof" and advertised on the bill of fare, or menu, or whatever is the fashionable name for a list of cold drinks, as a pleasant beverage.

Observing the antics of his friend in public, the inspector looked with doubt upon that creme de menthe and began to make inquiries regarding the peculiarities of its disposition. The next day another friend of his called at the same fountain and asked for the same drink, but had to be dissatisfied with a nut-sundae. The proprietor had evidently seen the inspector and, remembering the malt extract incident, made inquiries of the soda clerk, with the result that the liqueur was taken off the market. Now some unsuspecting society lady will be saved the humiliation of staggering down Fort street in a manner warranted to attract attention.

It will be remembered that George W. Smith has put it up to the board of liquor commissioners to say whether or not patent medicines, containing a large percentage of alcohol, come under the liquor clauses. In that dear old Maine where prohibition rears its graceful head, the stag parties are all demoralized by the use of vegetable compounds and similar remedies warranted to contain no mercury or other dangerous poison.

AERONAUT INJURED IN CONSTANTINOPLE

(By Associated Press.)

CONSTANTINOPLE, December 14.—Henry Bleriot, the now famous aviator, was seriously injured here during an exhibition flight in his aeroplane. During the course of his flight over the city the planes on his machine fouled a roof top and the aeronaut was hurled out of his seat. Bleriot has the distinction of being the first man ever to fly over the English channel and the accident occurred to him on the eve of making his debut in America. Several of his machines are at present on the way to Los Angeles where they will be exhibited during aviation week.

BELGIAN KING IN BAD WAY

Religious Rites for the Dying Precede Preparations for Operation.

(By Associated Press.)

BRUSSELS, Belgium, December 14.—As a last resort to save his life, the physicians called into consultation over King Leopold have decided to perform an operation.

Yesterday, so serious is his condition considered, the final sacrament was administered to the dying sovereign.

The heir apparent to the Belgian throne is Prince Albert, Count of



KING LEOPOLD OF BELGIUM.

Flanders, nephew to the King. He is thirty-four years old, the son of Prince Philippe and the Hohenzollern Princess Marie, a relative of the Emperor of Germany. King Leopold has three daughters, but the succession to the throne is in the direct male line in order of primogeniture.

SOUTHERNER NAMED FOR SUPREME COURT

(By Associated Press.)

WASHINGTON, December 13.—President Taft today sent to the Senate for confirmation the name of Horace Harmon Lorton of Tennessee for Associate Justice of the Supreme Court in place of Justice Peckham, deceased. This appointment was forecast some time ago and is in line with the President's program of bringing the southern states more actively into participation in the government.

Horace Harmon Lorton was born in Newport, Kentucky, Feb. 26, 1844, the son of Lycurgus L. and Sarah (Harmon) Lorton. He graduated from Cumberland University, Tennessee, in 1867, admitted to the bar, 1867; married September, 1867, to Frances Owen of Lebanon, Tennessee; Chancellor 6th division, Tennessee, 1875-78; Chief Justice, January-April, 1893; judge U. S. Circuit Court, 6th judicial circuit, since March 29, 1899; professor constitutional law and dean of law department of Vanderbilt University. His home is in Nashville, Tennessee.

VICTORY SAID TO BE ZELAYA'S

Estrada's Forces Lose Heavily in Killed and Wounded—Rama Captured.

BLUEFIELDS IS NOW ZELAYA'S

Unconfirmed Report That U. S. Marines Have Been Fired Upon.

(By Associated Press.)

MANAGUA, Nicaragua, December 14.—It is reported here that the revolutionist forces under General Estrada have been defeated in a pitched battle fought yesterday, in which they lost heavily.

Rama Is Captured.

President Zelaya's forces are said to have taken a number of prisoners as a result of their victory, principal among them being Rama, one of Estrada's head lieutenants.

Reign of Terror.

SAN SALVADOR, December 13.—Refugees arriving here from Nicaragua state that a reign of terror prevails at Managua, President Zelaya's seat of government. The jails of the city are crowded to overflowing with political prisoners held on suspicion and in constant fear of summary death.

Cruisers on the Scene.

CORINTO, Nicaragua, December 13.—The U. S. cruiser Albany and the gunboat Yorktown arrived here today.

Doubtful Report.

(United Press.)

NEW ORLEANS, December 11.—The Latin-American element in this city is much excited over the news embodied in a brief wireless message received from Colon. The message states that five American marines, who attempted to effect a landing at Bluefields, were fired upon. The fact that the United States marines were met by bullets is taken as an indication of Bluefields being occupied by Zelaya.

Order to Pillage.

SAN FRANCISCO, December 13.—Seven hundred additional U. S. marines have been ordered to the protected cruiser Philadelphia to be prepared to sail at once for Nicaragua. It is reported here that Zelaya's army has reached Bluefields and that Zelaya has given orders to his soldiers to pillage the city.

American women have been taken aboard the American gunboats for safety.

Rayner Urges Action.

WASHINGTON, December 14.—In a sensational speech in the senate today, Senator Rayner, of Maryland, advocated the passage of his resolution that the President be authorized to use the armed forces of the United States to apprehend President Zelaya, of Nicaragua, for the murder of American citizens, and to punish him for his crimes should the facts warrant it.

The resolution was referred to the committee on foreign relations.

Estrada Objects.

General Estrada, the revolutionary leader, has advised Washington that he will not submit to the naming of Jose Madriz as president of Nicaragua, to succeed Zelaya, as suggested by the latter in his interview Saturday with the Associated Press.

Mexico Taking a Hand.

Yesterday's despatches from the south stated that a Mexican gunboat had started for Nicaraguan waters.

LIBERALS WIN IN SPANISH ELECTION

(By Associated Press.)

MADRID, Spain, December 13.—The elections held here have resulted in a victory for the Liberals and those who desire a republican form of government.

PRISON CAPES FOR ARMY OFFICER

Pleads Guilty to Series of Petty Embezzlements and Gets Long Sentence.

HAS DISTINGUISHED RECORD

Ex-Adjutant of National Guard of Washington Found Guilty on Like Charge.

(By Associated Press.)

NEW YORK, December 14.—Capt. Thomas Franklin, who has been acting as the commissary treasurer of West Point, yesterday pleaded guilty to a charge of having engaged in a series of petty embezzlements from the mess fund. He was sentenced by the court-martial before which he appeared to serve two years and six months in the federal prison at Atlanta.

In pleading for a moderate sentence, the defense urged the grounds that the defalcations were chargeable to the difficulties of raising a large family on an army officer's pay.

Captain Franklin has a fine war record and has been twice commended for distinguished service.

ADJUTANT-GENERAL ALSO EMBEZZLER

OLYMPIA, Washington, December 14.—Adjutant-General Hamilton, National Guard, charged with the embezzlement of funds, was yesterday found guilty.

Ortis Hamilton was formerly the adjutant-general of the National Guard of the State of Washington and became involved in a charge of larceny by embezzlement. His attorneys made a hard fight for him and used to advantage every technicality that they could raise. He was tried before the superior court of Thurston county, and the attorneys argued before the supreme court of the State over the grounds that the superior court had no jurisdiction, but the defense lost and the case proceeded in the county court. Hamilton's lawyers tried to get the case removed to the federal court on the army question, but lost on this move, also. Hamilton has interested himself in his case to a great extent and has taken copious notes during the trial to help his counsel.

TAFT HAS PRAISE FOR MISSIONARIES

(By Associated Press.)

NEW YORK, December 14.—President Taft was yesterday one of the speakers before the convention that marks the diamond jubilee of the Methodist Episcopal church at present in session here. In the course of his address he commended highly the work of the missionaries of the combined faiths and referred to them as the forerunners of civilization.

After leaving the convention he made his way through a drenching rain to one of Bowery missions on the East Side. While here he addressed an audience composed of typical Bowery characters. The hall was crowded with the men of the neighborhood who wanted to see the chief executive.

MORE SENSATIONS IN IMMIGRATION REPORTS

(By Associated Press.)

WASHINGTON, December 14.—The immigration commission yesterday handed another portion of its report to congress revealing appalling conditions as existing in the steerages of the "ocean greyhounds" that are now running between the American and British and North Sea ports and the smaller vessels on Mediterranean schedules.

The report states that these conditions are hotbeds breeding indecency and immorality among the steerage passengers and recommends additional legislation for their correction. This part of the report is the second sensation that has been placed before congress, having just succeeded that on the white slave traffic.